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VANOPHEM & VANOPHEM, P.C.

PATENT AND TRADEMARK PRACTICE

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Facsimile Cover Sheet

To: Examiner Carlos Lugo **From:** Remy J. VanOphem**Fax:** (703) 872-9306 **Pages:** 13**Phone:** (703) 305-9747 **Date:** October 21, 2004**Serial No:** 09/393,482 **For:** Communication

<input type="checkbox"/> Urgent	<input type="checkbox"/> Please Deliver Immediately	<input type="checkbox"/> Please Comment
<input type="checkbox"/> Please Reply	<input type="checkbox"/> Please Confirm Receipt	<input type="checkbox"/> For Review

● Comments:

Serial No. 09/393,482
Inventor: Jerry H. Chisnell
Filing Date: September 10, 1999**Group Art:** 3677
Examiner: Carlos Lugo
Title: Reinforcement for a Hose Coupling

Enclosed herewith:

Transmittal Form, Fee Transmittal, Communication, Copy of Postcard Receipt for Request for Rehearing, & Copy of Request for Rehearing.

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PTO/SB/21 (09-04)

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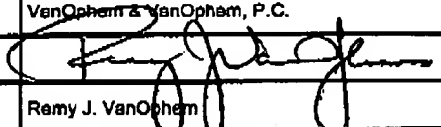
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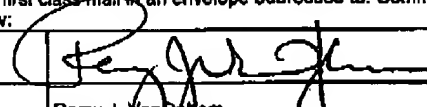
TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/393,482
	Filing Date	September 10, 1999
	First Named Inventor	Jerry H. Chianell
	Art Unit	3676
	Examiner Name	Carlos Lugo
Total Number of Pages in This Submission	Attorney Docket Number	FTP139A US

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks Communication Copy of Postcard for Request for Rehearing Copy of Request for Rehearing filed on 8/16/2004 Postcard		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	VanOphem & VanOphem, P.C.		
Signature			
Printed name	Remy J. VanOphem		
Date	October 21, 2004	Reg. No.	27053

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:	
Signature	
Typed or printed name	Remy J. VanOphem
Date	October 21, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (10-04v2)

Approved for use through 07/31/2006. OMB 0951-0032
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**FEE TRANSMITTAL
for FY 2005**

Effective 10/01/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 0)

Complete if Known

Application Number	09/393,482
Filing Date	September 10, 1999
First Named Inventor	Jerry H. Chisnell
Examiner Name	Carlos Lugo
Art Unit	3676
Attorney Docket No.	FTP139A US

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit card ☐ Money Order ☐ Other ☒ None☒ Deposit Account:

Deposit Account Number	22-0212
Deposit Account Name	VanOphem & VanOphem, P.C.

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments
☒ Charge any additional fee(s) or any underpayment of fee(s)
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.
FEE CALCULATION**1. BASIC FILING FEE**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 780	2001 395	Utility filing fee	
1002 350	2002 175	Design filing fee	
1003 550	2003 275	Plant filing fee	
1004 780	2004 395	Reissue filing fee	
1005 180	2005 80	Provisional filing fee	

SUBTOTAL (1) (\$ 0)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent	-20** =	X	
Claims	-3** =	X	
Multiple Dependent			

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 88	2201 44	Independent claims in excess of 8
1203 300	2203 150	Multiple dependent claim, if not paid
1204 88	2204 44	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 0)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 820*	1804 820*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 430	2252 215	Extension for reply within second month	
1253 880	2253 480	Extension for reply within third month	
1254 1,530	2254 765	Extension for reply within fourth month	
1255 2,080	2255 1,040	Extension for reply within fifth month	
1401 340	2401 170	Notice of Appeal	
1402 340	2402 170	Filing a brief in support of an appeal	
1403 300	2403 150	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1462 110	2462 55	Petition to revive - unavoidable	
1453 1,370	2453 685	Petition to revive - unintentional	
1501 1,370	2501 685	Utility issue fee (or reissue)	
1502 490	2502 245	Design issue fee	
1503 660	2503 330	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(a)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 790	2809 395	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 790	2810 395	For each additional invention to be examined (37 CFR 1.129(b))	
1801 790	2801 395	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 0)

SUBMITTED BY

Name (Print/Type) Kemy J. VanOphem

Registration No. 27053
(Attorney/Agent)

(Complete if applicable)

Telephone 586-739-7445

Signature

Date

October 21, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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**PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Serial No. 09/393,482

Group Art Unit No. 3677

Filing Date: September 10, 1999

Examiner: Carlos Lugo

Inventor: Jerry H. Chisnell

Title: Reinforcement for a Hose Coupling

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Communication

Commissioner for Patents
Attn: Examiner Carlos Lugo
PO Box 1450
Alexandria, VA 22313-1450

Sir:

This communication is with respect to the premature issue of a Notice of Allowance dated October 1, 2004 for the above-identified patent application. Enclosed herewith is a copy of the Request for Rehearing of the Board's decision, timely filed on August 16, 2004, also enclosed herewith is a copy of the postcard acknowledging receipt of the filing.

Following a discussion with the clerk from the Board of Appeals Office regarding this matter, it is respectfully requested that the premature Notice of Allowance be withdrawn and that the file be returned to the Board of Appeals for purposes of issuing a decision with respect to the Petition for Rehearing. It is also respectfully requested that no

Serial No. 09/393,482

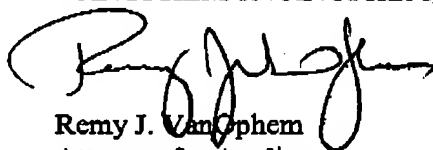
Page 2

further prosecution be considered until such time the Board of Appeals issues its decision on the Request for Rehearing.

If the Examiner has any questions with respect to any matter now of record, Applicant's attorney may be reached at (586) 739-7445.

Respectfully submitted,

VANOPHEM & VANOPHEM, P.C.


Remy J. VanOphem
Attorney for Applicant
Registration No. 27053

51543 Van Dyke Avenue
Suite 103
Shelby Township, MI 48316-4447
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Attorney Docket No. FTP139A US
RVO/ndt

Certificate under 37 CFR §1.8(a)

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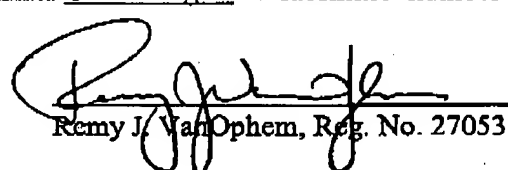
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Date: October 21, 2004


Remy J. VanOphem, Reg. No. 27053

The date of receipt at the Patent Office stamped hereon is acknowledgment of receipt of the following:

Type: Request for Rehearing

Serial No. 09/939,482

Filing Date: September 10, 1999

Inventor: Jerry H. Chisnell

Enclosing: Request for Rehearing, Fee Transmittal form, Transmittal, postcard

Attorney: ~~Doyle~~ FTP139A US

AUG 23 2004

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